

APR 01 2009

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
LYNCHBURG DIVISION

JOHN E. CORCORAN, CLERK  
BY: *Fay Coleman*  
DEPUTY CLERK

PRE-FAB STEEL ERECTORS, INC.,

*Plaintiff,*

v.

DAVID M. STEPHENS, ET AL.,

*Defendants.*

CIVIL ACTION No. 6:08-cv-00039

ORDER

JUDGE NORMAN K. MOON

As stated in the accompanying Memorandum Opinion, Defendants' Motion to Dismiss (docket no. 7) is hereby GRANTED, in part, and DENIED, in part.

The Clerk of the Court is directed to send a certified copy of this Order and the accompanying Memorandum Opinion to all counsel of record.

It is so ORDERED.

Entered this 1st day of April, 2009.

*Norman K. Moon*  
NORMAN K. MOON  
UNITED STATES DISTRICT JUDGE